IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

WP(C).No. 8442 of 2007(E)

PETITIONER:

S.GOPAKUMAR,
S/O.PSHIVASANKAR PILLAI,
AGE 38, DRIVER MECHANIC, NO.1015,
FIRE & RESCUE STATION, THIRUVANANTHAPURAM.

BY ADV. SRI.SAIGI JACOB PALATTY

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY SECRETARY (HOME),
SECRETARIAT, THIRUVANANTHAPURAM.

2. COMMANDAND GENERAL,
FIRE AND RESCUE SERVICE DEPARTMENT,
THIRUVANANTHAPURAM.

3. THE TECHNICAL DIRECTOR OF FIRE FORCE,
FIRE AND RESCUE SERVICE DEPARTMENT,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.BEJOY CHADRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

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W.P.(C)NO.8442 OF 2007

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Dated this the 6th day of December 2007

JUDGMENT

The petitioner is currently working as a Driver Mechanic in the Fire and Rescue Service Department. He aspires for promotion to the post of Assistant Station Officer. As per the special rules, promotion to the post of Assistant Station Officer is to be effected from Category-iii consisting of Leading Fireman and Category-iv consisting of Driver Mechanic. According to the petitioner, over the years only Leading Firemen have been promoted and Driver Mechanics are not being promoted, though they are entitled to be considered for promotion in every 10th vacancy. These aspects have been brought to the notice of the second respondent under Ext.P9 representation.

2. After having heard the learned Government Pleader also, the writ petition is disposed of directing the second respondent to look into Ext.P9 and take a decision thereon, within a period of two months from the date of receipt of a copy of this judgment. If the petitioner's allegation that the vacancies which have to be filled up from among category-iv have not been filled up so far, then appropriate remedial action should also be taken without further delay. The petitioner shall be heard before a decision is taken on Ext.P9.

V.GIRI, JUDGE

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